

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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DIMERCO EXPRESS (U.S.A.) CORP.,

Plaintiff,

-against-

AVION COMPANY S.P.A. and
AVION SHIPPING CORP. DBA
GR SHIPPING,

Defendants.
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Case No.:08 CV 5663(HAB)
ECF CASE

**NOTICE OF DISMISAL
WITH PREJUDICE**

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff, DIMERCO EXPRESS (U.S.A.) CORP., by its undersigned attorney, hereby voluntarily dismisses its causes of action against Defendants, AVION COMPANY S.P.A. and AVION SHIPPING CORP. DBA GR SHIPPING, with prejudice as to the filing of any future action and at no cost to Defendants.

Respectfully submitted,

By:



Henry P. Gonzalez, LL.M. (HPG 9238)
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Dated: August 28, 2008